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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor : Paul ROYO  
 Serial No. : 10/563,176  
 Filed : May 23, 2006  
 For : TRANSVERSE MODE CONTROL BY OPTIMIZING THE  
       INCREASED OXIDE APERTURE RELATIVE TO THE  
       LASER DIMENSIONS

Art Unit : 2828  
 Examiner : Kinam PARK  
 Attorney Docket : P-2597

Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

**PETITION AND FEE FOR EXTENSION OF TIME**

Dear Sir:

This is a petition for a **ONE-month** extension of time to respond to the Office Action mailed August 14, 2008. A response to the shortened statutory period was due on November 14, 2008. Therefore, the extension will extend the period for response to **December 14, 2008**. A response in connection with this matter is being filed herewith and, pursuant to 37 CFR 1.8, should be deemed as timely filed within the extension period.

The extension fee for a **ONE-month** extension of time is \$65.00. The Fee Transmittal form PTO/SB/17 and Credit Card Payment Form PTO-2038 are being transmitted with this Petition and Fee for Extension of Time for payment of the required extension fee.

Although the undersigned believes that no further extension of time or fee is required, if a further extension of time or fee should be required, please consider this a petition therefore and authorization to the Commissioner to charge Account No. 060250.

12/15/2008 EFLORES 00000019 10563176

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65.00 OP

Respectfully submitted,

Paul A. Fattibene  
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**Certification of Facsimile Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office located at facsimile number **571-273-8300** on the date indicated by my signature below.

**December 11, 2008**

Date

Paul A. Fattibene